

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
JOSE CARMEN OCHOA-RAMOS,  
  
Defendant.

NO. CR-05-2095-LRS

**ORDER DENYING MOTION TO  
DISMISS WITHOUT PREJUDICE**

On September 29, 2005 the Court held a pretrial conference in the above-referenced matter. Jerry Talbott appeared on behalf of the Defendant and Robert Ellis appeared on behalf of the Government. The following Order is to memorialize and supplement the Court's oral rulings. **IT IS HEREBY ORDERED:**

1. Defendant's Motion to Dismiss (Ct. Rec. 30) is **DENIED** without prejudice for the reasons stated on the record.

**IT IS SO ORDERED.** The District Court Executive is directed to enter this order and to provide copies to all counsel.

**DATED** this 30th day of September, 2005.

s/Lonny R. Suko

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LONNY R. SUKO  
United States District Judge